

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

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MINHYE PARK,

Index No.: 1:20-cv-02636

Plaintiff,

-against-

DAVID DENNIS KIM, M.D.,

Defendant.

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NOTICE OF MOTION TO COMPEL

PLEASE TAKE NOTICE that upon the accompanying declaration of Alejandra R. Gil, Esq., the exhibits attached hereto, and the accompanying Declaration, Rule 37 Certification, and Memorandum of Law in Support of Defendant's Motion to Compel, dated February 4, 2022, Defendant, David Dennis Kim, M.D., will move on March 4, 2022, for an Order pursuant to Rule 37(b)(2)(A)(v) and Rule 41(b) of the Federal Rules of Civil Procedure granting Defendant's motion to dismiss for failure to comply with Court Orders and Defendant's discovery demands.

PLEASE TAKE FURTHER NOTICE that pursuant to the Court's January 13, 2022 Order, Plaintiff's oppositions papers shall be served on or before February 25, 2022.

Dated: White Plains, New York
February 4, 2022

Respectfully submitted,

HEIDELL, PITTONI, MURPHY & BACH, LLP

By: 
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DAVID DENNIS KIM, M.D.

TO: **VIA ECF & E-MAIL - (jae@lawjsl.com)**

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Velazquez, Bernice

From: Velazquez, Bernice
Sent: Friday, February 4, 2022 2:27 PM
To: 'jae@lawjsl.com'
Cc: Gil, Alejandra R.
Subject: Minhye Park v. David Dennis Kim, M.D.; Our File No.: 778-1018; Motion to Dismiss
Attachments: Park- Notice of Motion.pdf; Park- Declaration in Support of Motion to Dismiss.pdf; Park- Memo of Law for Motion to Dismiss.pdf; Park- Rule 37 Certification.pdf; Park - Exhibit N -Plaintiff's Expert Report.PDF; PARK -Exhibit O - Defendant's Letter to Plaintiff dated September 17, 2021.PDF; PARK - Exhibit P - Defendant's Responses to Plaintiff's Interrogatories and Demand for Production of Documents.PDF; Park- Exhibit Q - Plaintiff's Letter to Defendant dated January 28, 2022, regarding deficiencies.pdf; PARK - Exhibit R - Defendant's Letter to Plaintiff dated February 1, 2022, responding to deficiency letter and Defendant's Expert Report.PDF

On behalf of attorney, Alejandra R. Gil, Esq., attached please find the attached as it pertains to the above-referenced matter:

1. Notice of Motion;
2. Declaration in Support of Motion to Dismiss (with Exhibits: N, O, P, Q, and R);
3. Memo of Law for Motion to Dismiss; and
4. Rule 37 Certification.

Thank you.

Bernice Velazquez
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